

Application Serial No: 10/552,915

Responsive to the Office Action mailed on: April 28, 2009

REMARKS

This Amendment is in response to the Office Action mailed on April 28, 2009. Claim 1 is amended and is supported, for example, in the specification on page 14, lines 17-29. No new matter is added. Claims 1-6 are pending.

§103 Rejections:

Claims 1-3 and 6 are rejected as being unpatentable over Miura (US Publication No. 2002/0183873) in view of Kikuchi (US Patent No. 6,574,422). This rejection is traversed.

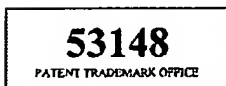
Claim 1 is directed to an information recording and reproducing apparatus that recites, among other features, a control part that instructs the recording part to temporarily stop recording onto the digital recording medium while allowing the reproducing part to continue the reproducing operation.

The combination of Miura and Kikuchi does not teach or suggest these features. Miura is directed to a recording/reproducing system in which, when an error occurs in during dubbing of audio data between disks, both the reproducing operation of the disk reproducing apparatus 1 and the recording operation of the disk recording/reproducing apparatus 2 are stopped (see paragraphs [0061-0062] of Miura). Kikuchi is merely provided in the rejection for teaching an information recording and reproducing apparatus with an operation for dubbing video and audio, and also does not teach a control part that instructs the recording part to temporarily stop recording onto the digital recording medium while allowing the reproducing part to continue the reproducing operation. For at least these reasons claim 1 is not suggested by the combination of Miura and Kikuchi and should be allowed. Claims 2, 3 and 6 depend from claim 1 and should be allowed for at least the same reasons.

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Conclusion:

Applicants respectfully assert that claims 1-3 and 6 are in condition for allowance.
If a telephone conference would be helpful in resolving any issues concerning this communication, please contact Applicants' primary attorney-of record, Douglas P. Mueller (Reg. No. 30,300), at (612) 455-3804.



Dated: July 17, 2009

Respectfully submitted,

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